

COMMISSIONERS MEET AND TAKE UP MUCH NEW BUSINESS

The Honorable Board of County Commissioners met in their first regular session January 2, 1917, at 10 o'clock a. m., at the Court House in the City of Tucumcari, New Mexico, the following being present: F. W. Nations, John F. Bell, and W. A. Dodson; also T. N. Lawson county clerk. Their bonds having been heretofore approved by the District Judge, the Board now proceeds to organize for the ensuing year and elects F. W. Nations as chairman.

The approval of bonds heretofore filed with the clerk by the newly elected officers is now taken up; the bonds of T. N. Lawson, as county clerk in the sum of \$5000.00, also his bond as district clerk and ex-officio recorder in the sum of \$5000.00 were approved. The bond of James A. Atkins as Superintendent of schools in the sum of \$2000.00 was approved. The bond of Jno. C. Williams as probate judge of Quay county, in the sum of \$5000; the bond of John M. Eager, as treasurer in the sum of \$80,000.00; the bond of Bryant L. Francis as county assessor in the sum of \$2000; the bond of Jas. A. Street as sheriff in the sum of \$5000.00; also his bond as sheriff and ex-officio collector of licenses in the sum of \$5000.00 were all approved.

In the matter of designating the county printer, the Sun was named. The Board ordered the county officials to receive bids on printing and stationery and that same be given to the lowest and best bidder.

Jas. A. Street was appointed custodian of the Court House and yard.

The final report of the salary adjustment made with J. F. Ward, sheriff for the period, Jan. 1, 1912 to Oct. 31, 1915, showing balance of \$124.44 due J. F. Ward, as made by examiners Whittier, Humphries and Keator, was approved.

The resignation of Fred White as constable of Precinct No. 1, was received and accepted by the Board, and the said board acting on the petition of Chas. A. Brown, appointed him as constable for the unexpired term.

It was ordered that all claims or bills against the county be presented to the county clerk before the first day of the month following the end of the quarter; otherwise action on all claims will be deferred until next regular meeting. The Board further ordered that all claims against the county for money paid out, must be accompanied by receipts. And it is further ordered that all claims must be approved by the parties contracting the debts or making the purchase before being filed in the Clerk's office.

The Board established a rate of 12½¢ per mile for auto services for the county, in all cases, regardless of the number of passengers carried and no claims shall be paid for a rate in excess of the aforesaid 12½¢.

It was ordered that all petitions for the establishing of roads in Quay county be accompanied by a cash deposit or certified check in the amount of \$25.00. And it is further ordered that the law requiring that road petitions must be filed in the office of the County Clerk at least ten days before the next regular meeting of the board, shall be strictly complied with in the future.

The Board now receives the report of the viewers on the road from the County line to Ragland in which said report a majority of the viewers report the proposed road infeasible and the Board now rejects the petition for said road.

The bond of Chas. A. Brown as constable, precinct 1, Quay county, in the sum of \$500.00, with J. F. Ward and E. E. Winter, as sureties, is approved. The monthly report of the County Treasurer for the month ending December 30, 1916, is now received, approved and ordered filed.

The county treasurer is now ordered to transfer \$631 from interest on deposit fund to the interest and sinking fund.

The Board ordered that fifty per cent of the funds of the county be deposited in the First National Bank of Tucumcari, thirty per cent in the American National Bank of Tucumcari; and twenty per cent be deposited in the First National Bank of Nara Vista. The three above mentioned banks are to qualify by making good and sufficient bonds as required by law in accordance with the provisions of Chapter 57 of the Session Laws of 1915.

Dr. W. Leming was chosen as county physician, and the salary fixed at \$25 per month.

Liquor licenses were issued to E. V. Newman, C. E. Hawkins, S. W. Payne, and C. E. Hawkins.

The following reports of justices of the peace were received, approved and ordered filed:

S. H. McElroy, Precinct No. 1.
A. Jones, Precinct No. 8.
J. M. Allen, Precinct No. 3.

The petition for a road near Revuelto, which reads as follows, was taken up:

"We the undersigned citizens of

Quay county do hereby petition your honorable board to open and maintain a public road beginning between Sec. 28 and 21 and Sec. 20 and 21, Twp. 11 Range 33E, N. M. P. M.

Signed: V. C. Marrs, et al."

The viewers' report on the above mentioned road is received and after carefully considering the viewers' report the Board finds that they cannot accept it for the reason that the description as given by the viewers does not conform to the petition. The Board therefore, defers action on same and instructs the clerk to refer the matter to V. C. Marrs, first signer on petition, advising him to have a new petition drawn up that will conform to the law in every respect.

The Board received a petition for public road running from the City of Tucumcari to the town of Rock Island which reads as follows:

"We the undersigned, resident citizens of the county of Quay and state of New Mexico, do hereby most respectfully petition the honorable board of county commissioners of Quay county, to open and declare as and for a public road the following described course or route in Quay county, to wit:

"Beginning at the bridge on the Plaza Largo creek, at the point where the public road and U. S. Mail line intersects and crosses the said Plaza Largo creek thence running due north on the section line between Sections one and two in Twp 10 north of Rng 31E to the intersection of said Section line with the public road and state road running from City of Tucumcari to the town of Rock Island.

Signed: J. F. Ward, et al.

It now appearing to the Board that the foregoing petition is accompanied by funds in a sufficient amount to cover the cost of viewing said proposed road and that the said petition is signed by the number of free holders required by law, the Board now appoints J. M. Stark, Jas. F. Bell and R. A. Dodson as viewers and directs them to meet at the Court House at 10 o'clock a. m. on Monday, January 22, 1917, and to then and there proceed to view and mark out such road and to assess the damages and benefits accruing to the owner or owners of any of the land over which the same may pass by reason of the altering, changing, widening or locating thereof and the proper cost of opening said road for travel and to make a full and complete report to this board.

The board then received the petition for another public road to wit:

"We your petitioners live within two miles of certain road that is prayed to be open, commencing on the southwest corner of Sec. 5, known as the Reeves school section, thence east three miles on said section line also being the correction line between the two townships 8 and 9, and from there south between Sec. 4 and 5, ½ mile, thence east to J. M. Hodges' residence thence south to Plain, where the road ends. This is to be known as the Plains-Tucumcari road. We further state to the Board of County Commissioners that we have been over the ground and found this road to be the most feasible to the accommodation of the general public, further more we wish to state to the Board of County Commissioners that there will be no objection whatever to this our request.

The petition was accompanied by a check in a sufficient amount to cover the cost of viewing said proposed road and was signed by the number of free holders required by law. Foley Griggs, J. Gaddery, and C. W. Carman were appointed viewers and directed to meet at 10 o'clock a. m., on Friday, January 19, 1917, at the post office at Puerco and then and there to proceed to view and mark out such road and to assess the damages and benefits accruing to the owner or owners of any of the land over which the same may pass by reason of the altering, changing, widening or locating thereof and the proper cost of opening said road for travel and to make a full and complete report to this Board.

The Board ordered that the County Health Officer receive and be allowed one dollar, \$1.00, per mile one way on all trips requiring medical attention; and it is further ordered that the County Health Officer define the approximate location where call was made by giving as nearly as practical a description of the distance traveled or by giving the distance and locality from some store or postoffice in the County, to the point where the call was made. And the Board further orders that when medical calls are made within town, an amount of not more than \$1.50 is to be allowed for each.

On the third day the Board approved the bond of A. R. Moses as surveyor, and accepts the proposition of Keeler Bros. of Denver, which reads as follows:

"In connection with your contemplated

(Continued on last page)

640 ACRE LAND LAW IS MAKING LOTS OF WORK FOR OFFICIALS

The first of the year ushered in the new section law and coming on Monday it was necessary to wait until Tuesday to get into the local land office as Monday was a legal holiday.

There was a big crowd in line on Tuesday morning but it was impossible to handle them as the land office did not have the necessary blanks and the clerks were required to make necessary changes to satisfy those who were eager to file. On Tuesday fifty-eight applications were received and \$898 collected.

Wednesday sixty-four applications were made and \$1327 collected. The next day was the big one eighty-four applications being received and \$1427 received in payment thereof. Friday only forty-four applications were received but \$1814 were taken in payment. This was caused by most all of the filings being large. Saturday 40 applications received and \$888 collected. Monday 38 applications and \$679 collected. The total amount of money received was \$7,033. The rush is not all over. Up to Tuesday morning at 11 o'clock there were 22 applicants and the land office has been crowded every day this week.

No real law has been received and the officials here do not understand it fully, but are interpreting it to the best of their ability and seems to be somewhat unfavorable to those who came here years ago to file, proved up and sold out because they could not make a living on ¼-section, the same reason this section law was recommended and passed.

Provisions of the new 640-acre homestead law, which will open up millions of acres of New Mexico land for grazing purposes, reduced to ordinary language, are as follows:

Any person qualified to make entry under the homestead laws may take up 640 acres of reasonably compact unappropriated or unreserved public land, which has been designated by the secretary of the interior as "stock-raising land."

Stock-raising lands shall be lands chiefly valuable for grazing and containing no marketable timber and having no susceptible possibilities for irrigation. Land not already designated may be applied for and entry suspended until the secretary of the interior has approved it as stockraising land. In the meantime it may not be disposed of. This, however, does not give the right of occupancy if the application is refused and does not count as residence.

Any homesteader who has already taken up tracts of land similar to the stockraising land may take up enough more to make up 640 acres within a radius of twenty miles, providing that the contiguous land is taken up first. Improvements increasing the land for stockraising purposes must be made to the amount of \$1.25 per acre, one-half of which must be made within three years. The homesteader living on his original tract may patent these extra acres simply by proving the necessary improvements. In cases where patent has not yet been made on the homestead, the additional acres may be entered to make 640 and residence on the original entry will be credited on both.

When no contiguous land or lands within a radius of twenty miles are obtainable, the original homestead may be reconveyed to the United States and new lands may be entered and acquired in the same land office district. In case contiguous lands are not sufficient for the surrounding homesteaders the first to make application has the preferential right, though the U. S. reserves the right to divide the lands, if there are two or more applicants, within ninety days after the lands are designated.

All coal and mineral deposits on the stockraising lands belong to the U. S., as well as the right to prospect for them and to sell the right of mining and removal of the deposits, providing that all damage to improvements and crops be paid.

Lands containing water needed or used by the public shall not be designated for entry, and all lands necessary for access to these bodies of water may be withdrawn from entry by the secretary of the interior. Lands needed for the transfer of stock from summer to winter range or to shipping points may be reserved. These lands may be from one to five miles in width and stock on them must move from three to six miles a day.

OFFICERS RAID GAMBLING DEN.

In Judge Hunter's court Wednesday were tried four gamblers got in the raid Tuesday night by Sheriff Street and other officers. There were a few others but they got away. Two of the four were fined \$25 each and cost, the other two \$50 and costs, two voluntarily pleading guilty. The game was in charge of a specialist from Amarillo.

FOR RENT—Adebe ware house 23 by 36 feet. Apply to J. M. Putman.

TUCUMCARI WILL BAN-QUET OFFICIALS OF OZARK TRAIL JAN. 17

Ozark Trails officials including the president, Col. W. H. Harvey, and the general promoter, Floyd Thompson, will be in this district next week, touring over the proposed route, the one most desired by them and the traveling public from the east who want the most direct line.

They will pass through here Sunday from Amarillo and arrive in Las Vegas for a big banquet Tuesday. The return will begin early Wednesday and the delegation will stop in Santa Rosa for luncheon, arriving in Tucumcari that same evening.

A luncheon and smoker will be held at the Opera House Wednesday night under the auspices of the Chamber of Commerce. Letters are being written to all of the delegates of the Quay County Roads Board, instructing them to attend the smoker and requesting them to bring in their friends.

Committees representing the Chamber of Commerce are calling upon the local citizens for funds to take care of the expense and no charge will be made to those who attend residing in the county outside of Tucumcari, but those who live in Tucumcari will be called upon to foot the bill. In other words, "It's Tucumcari's treat."

Various committees have been appointed to look after detail and a good program of speaking will be arranged. Col. Harvey, who is well known all over the United States, will explain the details of the Ozark Trails movement.

If you are a good roads enthusiast, hunt up the committee and volunteer to assist in making this one of the biggest days (or nights) ever spent in promoting something worth millions of dollars to Quay county and New Mexico.

JAS. J. HALL CO. BUY ABSTRACT RECORDS FROM THE TUC. ABST. & INS. CO.

The Tucumcari Abstract & Insurance Co., organized in 1913, with a view of preparing an accurate index to the county records of Quay county, have sold their records and good will to the James J. Hall Co., which company is now prepared to give prompt and efficient service to the public.

The insurance business and all bills due them are retained by the Tucumcari Abstract and Insurance Co., and J. A. Dykes, as manager, will continue to conduct that part of the business at the old office on East Main Street, where old friends and new patrons are cordially welcome.

Walter R. Coplen is now a partner in the James J. Hall Co. and has returned from his visit with home folk in the east. He is one of the most capable office men in Tucumcari and in partnership with Mr. Hall this firm deserves and will carefully discharge all business entrusted to them. They are both young but experienced men and have their office across the street from the postoffice in the McElroy building.

AMERICAN NATIONAL BANK DECLARES FOURTH DIVIDEND

The American National Bank has another call statement in this week's News. It shows that bank to be in a flourishing condition.

At the meeting of the directors last week the same officers were selected for the year 1917. W. A. Foyl president; C. M. Stanfill vice president; W. F. Kirby Cashier; and Jeff Harrison assistant cashier. These are all the same with the exception of Mr. Harrison who was promoted to the assistant cashier. He has been associated with the bank for some time and is making good in every way and his friends are glad to see him start up the road to success.

This bank declared another five per cent dividend on Dec. 30, which makes the fourth dividend declared since its beginning Sept. 1, 1914.

DIED OF TUBERCULOSIS

Mrs. C. E. Ross, who with her husband, came here about three months ago from Illinois for the benefit of Mrs. Ross's health, died at her home Tuesday and was shipped back to her former home at Chesterfield, Ill., for burial.

Mrs. Ross was a sufferer from Tuberculosis and was in bad shape when she arrived here. Her husband obtained employment at the railroad and she seemed to be improving for a time, but she caught cold and together with her other sickness it was too much for her and she died Tuesday.

FAMOUS LECTURER COMING

We are glad to announce that Dr. Zielonka of Temple Mt. Sinai, El Paso, will deliver one of his splendid lectures in the Presbyterian church Wednesday evening, January 31st.

Dr. Zielonka is now on a lecturing tour in the east where he will speak at the important centers. The subject of the lecture will be given later.

LEGISLATURE IS ORGANIZED AND HARMONY SHOWN ON ALL SIDES

Santa Fe, Jan. 9.—The third New Mexico state legislature is now under way. The machinery has been adjusted, bearing oiled and the engine put in first-class running order. The steering gear at this time is working well and the road seems to stretch out into a well-graded boulevard ahead. What ruts, stones and chock holes may be encountered after the first turn is reached no one dares predict, but just now the going is fine and the passengers are in exceedingly good spirits.

The most noticeable thing about the legislative situation, so far as surface appearance goes today, is the spirit of conciliation that seems to actuate the leading men of both parties. A striking evidence of this was seen today when Governor de Baca, compelled by his physician to remain in his room at St. Vincent's sanitarium, sent for his political opponent, Lieutenant Governor Lindsey, and requested him to read the gubernatorial message to the joint session of the legislature which will be held at 11 o'clock tomorrow morning. Mr. Lindsey highly appreciated the courtesy, promptly signified his compliance with the Governor's request: The message was in part as follows:

The Government of a State requires from those entrusted with its management, the same careful, conscientious and economical consideration, as from one charged with the conduct of his own or any other line of business.

When a majority of the Legislative Assembly is of a different political complexion from that of the Executive, the temptation is great to devote much time of the session to the passage of laws attempting to deprive the Executive Department of the power of appointment. I trust this Assembly will have a more lofty ideal of its duty.

So long as our aim is for laws giving some individual or party advantage, just so long will we have a shifting and changeable legal system. Every two years a large portion of the statutes will be changed or repealed and a new set enacted to take their place. No one will know just what the law is and the work of our Courts in interpreting it, is largely nullified. A law to be of value should be certain, and when once made plain of meaning by an interpretation of the Courts, ought not to be changed or repealed except from considerations of the highest necessity.

A few of our laws are antiquated and out of place on our statute books. These should be replaced by statutes framed after those laws, which by experience have been found to work well, in States whose conditions are similar to our own. There are other laws which need to be strengthened in some of their weak places; others whose meaning should be made plain and certain where it is now ambiguous; and still others where there is a real or apparent conflict between different portions of the same law, or between portions of the laws existing at the time of their enactment. These conflicts ought to be removed by proper legislation.

If we shall be wise and patriotic enough to devote the sixty days of this session to the accomplishment of these ends, we will have earned for ourselves the encomium, "Well done thou good and faithful servant," and for our State a place among the progressive and forward looking States of the Union.

The question whether we should continue to license the saloon or prohibit the sale of intoxicating liquors entirely, has been agitated among us for some time. At every session of the Legislative Assembly it is brought up and enters into the discussion and consideration of all important political measures. The question is one of morals entirely, and should be speedily removed from the domain of politics. No man has the moral right to legislate the saloon into a State or community, if it be against the wishes of a majority of its inhabitants. The two dominant political parties have declared in their platforms in favor of an early submission of the matter to a vote of the people of the State. I recommend, therefore, that you take the action necessary to submit to a vote of the people, at the earliest possible date, the question whether or not our Constitution should be so amended as forever to prohibit the sale of intoxicating liquors within the limits of this state.

The present election law should be repealed. A free and untrammelled ballot is the very foundation upon government. Take away or interfere with this right, and our free institutions are undermined, and in their place is built up a monarchical form of government. There is an urgent need that this Assembly pass a modern and comprehensive election law, which will secure to every voter the right to cast his ballot in secrecy as his best judgment dictates, and free from interference or intimidation on the part of the so-called political workers. The

practice of herding men and marching them to the polls and voting them as the bosses dictate, should be prohibited under severe penalties. The secrecy of the ballot could be safeguarded by allowing the voter to cast his ballot in a room wherein none are allowed to enter except himself, the judges and clerks of election, and the challengers of the respective parties; and no one within such enclosure should be allowed to speak to or advise the voter unless advice is requested.

The printing and distribution of the ballots should be entirely under the control of the county chairman of each political party. As it is now, in counties where the clerk is of a different political faith from the county chairman, all kinds of obstacles are placed in the way of getting the tickets printed and distributed.

No restriction should be placed upon the right of a man to have his name appear on as many tickets as he can get conventions to nominate him. Any party which is foolish enough to believe that the voter can be kept bound and tied to that party by cunningly devised election laws will find in the end that they have operated to that party's undoing.

I earnestly recommend that you enact a new election law containing the salient features of the Australian ballot, so modified and guarded as to suit the conditions in this State.

REV. A. N. EVANS IS APPOINTED CHAPLAIN

Last Wednesday's Denver Post reveals the following news which is interesting to the many friends of Rev. A. N. Evans, formerly pastor of the Center St. Methodist church in this city:

"The Rev. A. Norman Evans of St. Paul's Methodist Episcopal church, a warm supporter during the campaign of Governor-elect Gunter, was appointed chaplain of the senate."

Rev. Evans will do his part in the Colorado senate no difference whether that honorably body does it part or not. He has had considerable experience in the political world as well as the religious world. In the pulpit he is eloquent and forceful and will be one of the topnotchers before many years. On the street or in public life outside the church he is a man that stands for high ideals. Nothing could please his friends here more than to see him advance.

NEW THEATRE INSTALLS A FINE NEW \$2000 ORCHESTRA

The New Theatre, one of the best to be found anywhere in the West, has just installed an elegant Tonawanda Photoplay instrument piano, 1st and 2nd violin, 1st and 2nd flute; clarinet, piccolo, violin cello; bass violin; drums; traps for different effects.

This fine new instrument cost Mr. Hurley more than \$2000 and is a whole orchestra within itself. The operator can shift it to play different kinds of music to suit the picture. If you have not heard this new instrument it is worth the price of admission to attend the show some night and hear it.

BIRTHDAY SOCIAL

Monday evening Jan. 8, about 25 little folks gathered at Dr. Manney's new residence on Adams street in honor of Miss Johnnie Orlean Manney's 13th birthday. They all began enjoying their games about 5:30 and about 7:00 were served with delicious refreshments consisting of fruit, cake, coco, etc., after which they enjoyed games, music and songs, until 8:30 when they all bade Miss Johnnie good-night, wishing her many more happy birthdays.

Mesdames Walker, Bullington and Ray DeOliviera were ladies in charge, with Dr. Manney and A. L. Walker as assistants.

HONOR ROLL 4TH AND 5TH GRADE EAST END BUILDING

Those averaging 85 to 95 (G)
Floie Ferrill, Robert Lagle, Bertha Jackson, Donald Donohoe, Nettie Mae Duncan, Hazel Brickley, Ruth Russell, Irene Howard, Walker Gresham, Delbert Vinnall, Grace Fox, Howard Alldredge and Lynn Greer.

Special Honor Roll 95 to 100 (E)
Mabeth Lawing, Johnnie Dietzman, Marguerite Grayson, Eugene Austin, Bertha Utley, Montie Wharton and Willie Maddox.

Mrs. Robt. P. M. Case, Teacher.

SHIPMENT OF LIQUOR INTO DRY STATES STRICTLY BARRED

Washington, Jan. 8.—In the most sweeping of all decisions upholding prohibition laws the supreme court today upheld as constitutional and valid the Webb-Kenyon law prohibiting any shipments of liquor from "wet" to dry states. It also sustained West Virginia's recent amendment to her law prohibiting importation of liquor for personal use.